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14 Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

19 Leslie Feldman; Luz Magallanes; Mercedez
Hymes; Julio Morera; Alejandra Ruiz; Cleo
Ovalle; Marcia Baker; Former Chairman and
20 First President of the Navajo Nation Peterson
Zah; Democratic National Committee; DSCC
21 a.k.a. Democratic Senatorial Campaign
Committee; Arizona Democratic Party;
22 Kirkpatrick for U.S. Senate; and Hillary for
America.

23 Plaintiffs,

22

26 Arizona Secretary of State's Office; Michele
27 Reagan, in her official capacity as Secretary of
28 State of Arizona; Maricopa County Board of
Supervisors; Denny Barney, in his official
capacity as a member of the Maricopa County
Board of Supervisors; Steve Chucri, in his

No. CV-16-01065-PHX-DLR

**DECLARATION OF PLAINTIFF
LESLIE FELDMAN IN SUPPORT
OF PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION**

1 official capacity as a member of the Maricopa
2 County Board of Supervisors; Andy Kunasek,
3 in his official capacity as a member of the
4 Maricopa County Board of Supervisors; Clint
5 Hickman, in his official capacity as a member
6 of the Maricopa County Board of Supervisors;
7 Steve Gallardo, in his official capacity as a
8 member of the Maricopa County Board of
Supervisors; Maricopa County Recorder and
Elections Department; Helen Purcell, in her
official capacity as Maricopa County
Recorder; Karen Osborne, in her official
capacity as Maricopa County Elections
Director; and Mark Brnovich, in his official
capacity as Arizona Attorney General,

9 Defendants.

10

11 Pursuant to 20 U.S.C. § 1746, I, Leslie Feldman, declare as follows:

12 1. My name is Leslie Feldman. I am over the age of 18, have personal
13 knowledge of the facts stated in this declaration, and can competently testify to their truth.

14 2. I am a Plaintiff in *Feldman, et al. v. Arizona Secretary of State's Office, et*
15 *al.*, Case No. CV-16-01065-PHX-DLR, currently pending in this Court.

16 3. I am a U.S. Citizen, a resident of Phoenix, Arizona, and am otherwise
17 eligible and registered to vote in Maricopa County, Arizona.

18 4. I have voted regularly since I turned 18 and am registered as a Democrat.

19 5. Voting in person is very important to me. I have always preferred voting in
20 person because I have fond memories of accompanying my own mother to the polls from
21 a young age. My mother was a first-generation American and my grandparents were
22 Holocaust survivors, so voting was highly valued in my family and a cherished tradition.
23 Now that I am a mother, I want my children to have the same memories of accompanying
24 me to the polls. It's important to me to instill civic participation in my children.

25 6. On March 22, 2016, I voted in person in the presidential preference election
26 at the Church of the Beatitudes vote center in Maricopa County.

27 7. I had voted at the Church of the Beatitudes in past elections, and had never
28 had to wait in line to vote before. Therefore, upon arriving at 3:20 p.m., I was shocked to

1 see the volume of cars in the parking lot. I was forced to park half a mile away from the
2 vote center, and then to walk to the vote center with my three-year-old and twelve-week-
3 old daughters. I assumed, based on past experience, that voting would be quick, so I left
4 my diaper bag in the car.

5 8. After searching for parking and undertaking the long walk to the vote center
6 with my young children, I did not arrive at the line to vote until approximately 3:40 p.m. I
7 then waited in line with my children for almost four hours to enter the vote center.

8 9. This experience was particularly unpleasant because, in addition to the long
9 wait, the one bathroom at the vote center was overwhelmed and leaked raw sewage onto
10 the sidewalk and into the adjacent grass. Additionally, the line formed on a narrow
11 sidewalk next to a very busy street so I frequently had to hold my older daughter's hand
12 tightly to keep her safe from oncoming traffic. I did not have toys or other items with me
13 for her to play with, because I had not anticipated waiting in line at all, and my car was
14 too far away for me to retrieve anything. My three-year-old daughter played with the
15 rocks in the church garden, sang songs, and learned how to do jumping jacks while we
16 were in line. She watched some videos and played games on my cell phone until the
17 battery died.

18 10. Because the wait was so unexpected, I did not have basic supplies with me. I
19 did not have my diaper bag or any food or water. Luckily, Phoenix Mayor Greg Stanton
20 came to the line in the evening and brought cookies, which my daughter enjoyed. Some
21 others in the line called local friends and family and asked them to bring provisions, so we
22 were fortunate that a kind person in line gave us water and later someone passed out
23 granola bars. I promised my older daughter that she could get frozen yogurt when it was
24 all over. My younger daughter was still nursing, and, unfortunately, there was no private
25 place for me to feed her.

26 11. After almost four hours of waiting, I finally entered the vote center, where I
27 was then informed that the location had run out of Democratic ballots. In order to cast my
28 vote, I was forced to wait another twenty-five minutes for the ballots to arrive.

1 12. I cast my ballot at 8:05 p.m., nearly five hours after arriving at the location.
2 When I left the vote center, there were still hundreds of people in line. I saw many people
3 leave from the line before voting, and many more that did not enter the line once they saw
4 how long it was.

5 13. While I was able to cast my vote, I was severely burdened by the long wait
6 time to vote, the inadequate supply of ballots, and Maricopa County's overall
7 mismanagement of the election, including specifically their failure to allocate a sufficient
8 number of polling locations to reasonably accommodate voters like myself.

9 14. My experience voting in the 2016 presidential preference election reduced
10 my confidence in Maricopa County and Arizona's election system, and I fear that I will be
11 burdened or even disenfranchised by the same elections mismanagement, in the upcoming
12 2016 general election.

13 15. In particular, I was only able to wait the nearly five hours that it took to vote
14 in this election because I was on maternity leave from my job. In a typical election,
15 including the upcoming 2016 general election, my work schedule will not allow me to
16 take five hours out of my day to vote. Accordingly, should the same mismanagement and
17 inadequate allocation of polling places occur in the 2016 general election, I will be unable
18 to vote.

20 I declare under penalty of perjury that the foregoing is true and correct.

21 | DATED: May 11, 2016

By: Leslie Feldman
Leslie Feldman

CERTIFICATE OF SERVICE

2 I hereby certify that on June 10, 2016, I electronically transmitted the attached
3 document to the Clerk's Office using the CM/ECF System for filing and a Notice of
4 Electronic Filing was transmitted to counsel of record.

s/ *Daniel R. Graziano*